

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 11-1324**September Term, 2012****CMCR-09-001****Filed On:** January 25, 2013

Ali Hamza Ahmad Suliman al Bahlul,

Petitioner

v.

United States of America,

Respondent

BEFORE: Henderson, Rogers, and Tatel, Circuit Judges

ORDER

Upon consideration of the supplemental briefs filed by the parties and, in particular, the supplemental brief filed by the Government on January 9, 2013, advising the Court that it takes the "position that *Hamdan*[*v. United States*, 696 F.3d 1238 (D.C. Cir. 2012)] requires reversal of Bahlul's convictions by military commission," Supplemental Br. for the United States at 1, it is

ORDERED that the petitioner's convictions by military commission approved on June 3, 2009, are hereby vacated. *Cf. United States v. Law*, 528 F.3d 888, 909 (D.C. Cir. 2008) (per curiam) (vacating conviction based on Government's concession).

The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution of any timely petition for rehearing or rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam

FOR THE COURT:

Mark J. Langer, Clerk

BY: /s/

Cheri Carter

Deputy Clerk